

DISTRICT VI ADVISORY BOARD
Minutes

Monday
July 7, 2003
7:00 p.m.

Evergreen Recreation Center
2700 N. Woodland
Lounge Clubroom

The District VI Advisory Board Meeting was held at 7:00 P.M. at Evergreen Neighborhood City Hall. In attendance were the District VI City Council Member, ten (10) District Advisory Board Members, six (6) city staff, and (17) citizens. Approximately 34 were in attendance.

Members Present

Council Member Sharon Fearey
Bickley Foster
Rosalie Bradley
Maurine Willis
Jaya Escobar
Bob Wine
Dick Rumsey
Annie Best
Paul Daemen
Art Marquez
Rick Shellenbarger

Member Absent

Bob Schreck

Guests

Listed at end

Staff

Officer Paul Kimble, Patrol North
Lt. Wanda Givens, Patrol North
Terri Dozal, Neighborhood Assistant
Bill Longnecker, Planner
Roger Smith, Environmental Health
Neil Cable, Public Works

Call to Order

Council Member Fearey called the meeting to order at 7:10 P.M. and welcomed guests. DAB members were asked to introduce themselves and the area they represented. **Fearey** then explained the process for selection of the DAB Members and tonight is the first meeting for some of them. We welcome you and hope you received some understanding of the DAB process during the orientation you have taken.

Approval of Minutes

The minutes for May 21 and June 2, 2003 were approved as submitted. (**Willis/ Rumsey 9-0**)

Approval of Agenda

The agenda was approved with the two planning cases for tonight's meeting to be deferred till July 16, 2003. (**Foster/Best 9-0**)

PUBLIC AGENDA

Bernard Welch, 3202 W. 16th Street N. Inquired on the installation of stop signs at Hyacinth and Columbine intersection. *Welch* lives in the Indian Hills neighborhood but travels these streets and doesn't like the stop signs on Columbine. Those aren't the only stop signs that are a disturbance. Also at St. Paul from 2nd, 13th and Zoo Blvd and 9th & McLean the stop signs are unnecessary. As a citizen and taxpayer, I should have unimpeded access.

Welch stated that Traffic Engineer Scott Logan didn't recommend approval, he said it was a request from DAB VI. I feel stop signs should be removed.

Tim Devine, Benjamin Hills NA president lives where Hyacinth is located. *Devine* explained the Floodway Bridge Task Force gathered information requested by Council Member Fearey and the DAB. 25th Street was the selection made for a floodway bridge due to access to I-235 and future development of 29th Street North on West side. A major concern is 25th street traffic flow. This

is a three-lane residential street with no sidewalks. Representatives of the Task Force went to City Council with recommendations for the bridge and once approval was made for 25th street the Traffic Engineer met with residents to discuss the traffic flow. Nine volunteers met to talk about traffic problems. Dick Rumsey was the representative from DAB VI. Scott Logan, Traffic Engineer, presented extensive assessment of the problem and gave some recommendations. The committee considered all options to discourage increased traffic coming off the bridge and going through the neighborhood from 25th to reach 21st street. Scott Logan did not recommend stop signs, but the Task Force wanted to try them. Any other measures than stop signs could cost the city more. Scott allowed the two-way stop at Hyacinth-Columbine. The only complaint about the stop signs has been from Mr. Welch none from the area residents.

Council Member Fearey thanked both for coming.

STAFF PRESENTATIONS

1. **Community Police Report**

Paul Kimble, Patrol North, 49 Beat: discussed the Moorings had been having vandalisms of mailboxes. There were complaints about parties and fireworks over 4th of July. We went to homes from last year's problems where we collected illegal fireworks to discuss the way illegal fireworks would be handled this year. *Kimble* stated Hyacinth and Columbine is better because it slows down traffic. Mr. Welch asked Kimble if a Yield sign would be better. Kimble said people travel at high speeds and they would only look and go on. A stop sign was much better.

Lt. Givens, Patrol North commented that eight citations were given for illegal fireworks and three bins of fireworks were collected.

Council Member Fearey asked how were fireworks in the neighborhoods?

Member Bradley said nothing like in the past and not a lot of trash in the street.

Member Willis agreed it had been very quiet. Some fireworks on the 3rd and a few on the 4th and they had quit shooting fireworks by midnight. **Willis** said the threat of fines maybe slowed down illegal use.

Tim Devine stated the Police visiting some neighbors previously users of illegal fireworks encouraged them to not take a chance of getting fined.

David Pendergraft said from Webb on K-96-on I-135 you could see quite a few professional displays. Also the Task Force was to take aerial photographs to gage the use of fireworks and they are to meet again in September. I believe the enforcement issues made people behave better. Any info the Task Force could use pertaining to injuries or complaints, give to Terri.

*******ActionTaken: Receive and file**

PLANNING

2. **ZON2003-00025-** Zone change from "GO", "LC", and "GC" to "GC" General Commercial (Assoc. w CUP 2003-25 for approximately 23 acres located at the southeast corner of 21st St. N and Amidon.
- 2a **CUP2003-00025 DP-3** Amendment to increase the number of parcels and increase the number of permitted uses (Assoc. w/ZON2003-25) at Twin Lakes Shopping Center located at the southeast corner of 21st St. N and Amidon. **2100 N. Amidon**

*******ActionTaken: DEFFERRED TILL AUGUST 4, 2003**

3. **ZON2003-00029** Zone change from “TF_3” Two Family to “LC” Limited Commercial (assoc. w/CON 2003-20) Located south of 21st. St. N and east of Arkansas
- 3a. **CON2003-00020** Conditional Use for a car wash to be located within 200 feet of residential property (assoc. w/ZON2003-29). Located at the southeast corner of 21st N and Arkansas. **621 W. 21st St. N.**

*******Action Taken: DEFFERRED TILL JULY 16, 2003**

4. **North Area Sanitary Sewer Main**

Neil Cable, public works staff explained on May 5th the DAB considered a proposal to construct a sanitary sewer main to serve an area bounded by 37th Street North, Broadway, 69th Street North, and west of Meridian. Neighbors wouldn't be required to connect to the main unless for health issues. There are two areas, E & W of Arkansas River that residents want sewer service. Our plan is to poll areas and to get a feel for their level of interest. A public meeting would be very large and to notify residents by registered mail is very expensive. We would extend mains into the areas wanting the sewer service only. The Moorings pump station would be upgraded. This would be a faster way to get sewer to the people who want the service. The Water and Sewer department would be paying for the installation of the main and the residents would have to pay for connection to their homes.

There would be no new easement; no disruption to existing neighborhoods and this step would not be as expensive. We are asking for your support for polling the area and approval of this request.

Member Foster asked if all properties would be included and would a new sewer plant be required? *Cable* responded there are several satellite pump sites and no need for a new sewer plant.

Member Bradley noted in pink area on the map is there sewer? *Cable* said not at this time unless interest is shown. Water service was extended recently in that are and we didn't want to have them pay for another assessment. If we get a majority of the pink area, then we would look again at total area but not for a couple years.

Member Willis inquired on the site for a pump station? *Cable* noted possibly the old KGE area but that's far in future.

Member Daemen said the letter that would go to the residents confused him. Please clarify about the future treatment plant. *Cable* said it wasn't an issue at this time. We should possibly delete from the letter. *Daemen* asked if calls coming in regarding this issue were from developers or homeowners? *Cable* responded significant calls from homeowners.

Member Daemen said after looking at the budget and other alternatives, what other projects would be put on hold to do this? **Council Member Fearey** said nothing as it would fall under bond approval.

Cable finished with you can e-mail Julianne Kallman to send her comments on the re-write of the letter.

*******ActionTaken:** Motion to approve the revised project subject to staff reviewing the letter to be sent to residents to make sure it reads clear. **(Rumsey/Willis 9-0)**

5. **Proposed Anti –Tethering Code**

Roger Smith, Environmental Health department presented the proposed updates to an existing anti-tethering code. This is a public safety issue and for humane treatment of animals.

Tethering shows increased aggression of dogs because of no human contact or no humane treatment. Heavy chains hold 60% of tethered animals and the chains are for training dogs to fight. We are requesting for one hour only to tether dog's daily.

Members of the public spoke on this issue, following are their comments:

- A renter with children and no fences along some properties, it's easy for a child to come across tethered dogs.
- Tethering can turn a sweet dog mean.
- Older people don't understand about vicious dogs
- Many tethered dogs are left outside with no water or food, live in a small doghouse and lay in their own feces
- tethering is the only thing some people can afford.
- Humane society says Anti-tethering laws is not a good thing to do
- Kansas Humane Society says tethering is bad
- Tethered dogs have a distinct behavior, it affects their health and well being
- propose a law with flexibility possibly for 3 hrs a day with a minimum 3 hr time period
- Chains should be no more than 1/8 of a dog's body weight if used
- There should be a law for people who mistreat pets

DAB members inquired or commented on the subject: following are their comments

- What about requiring fenced yards for people with pets
- How many hours should be required for tethering and how much chain?
- We can't allow citizens to practice animal cruelty
- Have there been any studies on tethered or fencing of dogs in Wichita or other cities?
- Short term tethering if the dog lives inside-Set specific length of time
- What about a license for people who want to tether their dog?
- How hard will it be to say if you have a dog you need to have a fence
- What kind of grace period is the Health Department planning for notification to public?
Smith responded anytime the City Council passes an ordinance the public would be notified along with education on the ordinance.
- What is the violation for people who abuse the code? *Smith stated if they abuse the code. Maximum fine is \$1000 and possible jail time. The judge has the final ruling.*
- Will more staff be needed to cover this? *We have 11 field staff to enforce.*
- Was a Veterinarian consulted in preparing this ordinance? *Yes variety of consulting was done.*

*******Action Taken:** Recommend restrictions in ordinance to Chapter 6.04 prohibiting continuous tethering of dogs. Recommend 3 one-hour periods of tethering separated by 3-hour intervals
(Rumsey/Willis 9-0)

5a **Registration and Insurance for Inherently Dangerous Dog Breeds**

Roger Smith, Environmental Health department presented on the request from citizens and Council members to place more stringent controls on inherently dangerous dog breeds, specifically pit bulls, rottweilers and mixes of those breeds. 30% of bites reported come from those two breeds. Pit bulls are being trained to fight and considered dangerous. The Health department will hold a hearing only when a vicious dog has attacked someone.

Member Shellenbarger stated other dogs are considered dangerous also. It doesn't seem fair just narrowing to these breeds. *Smith* stated these two breeds are the main concerns. The physical attributes of Rots and Pits are very strong, other dogs bite and let go, these two breeds don't.

Member Escobar asked if there is a registration fee and how much coverage for liability insurance?? *Yes \$100.00 annual registration and \$200,000 coverage for insurance.*

Member Bradley stated the majority of dog owners are not going to spend \$100.00. Maybe charge \$100.00 for the first year and a lesser fee after that.

Member Shellenbarger commented only responsible people will follow through.

Member Best said the owners should take responsibility.

Member Foster agreed if the owner violate the regulations they should be kept from getting more dogs.

Member Marquez commented some families feel safe with Rots in the back yard. The dogs should be kept in a secure manner.

Member Rumsey asked how do you identify these mixed dogs? Staff is trained to determine what type of breed.

A member of the public spoke to say it was inappropriate to target certain breeds. Owners who use dogs for fighting will just switch to another type of dogs. I urge you not to support Breed specific. There just needs to be a strong animal ordinance and department to enforce.

Bradley asked would microchips be implanted in these dogs? Once the ordinance is passed chips should be implanted and will vary in price.

*******Action Taken:** Motion made to rewrite the policy on dangerous dogs (not breed specific) and include the public to get involved in identifying dangerous dog breed. **(Willis/Bradley 6-4)**

6. **Appointments to the Community Services Block Grant (CSBG) Review Committee**

Sarah Gilbert, explained the purpose of the CSBG Review Committee. Members from DAB are invited to participate as they are involved in their neighborhoods. CSBG Community Service Block Grant is a different funding source to address service of poverty. Federal Requirements slate the committee members are elected. People will come to the Neighborhood center and vote for a candidate.

Member Bradley asked what CSBG funded? *Gilbert* responded \$300,000 goes for Project access which pays for prescriptions, \$75,000 is for scholarships for Summer Of Discovery, \$80,000 administration of grants and \$500,000 is for staff and the Neighborhood City Halls to be accessible to the public.

Member Escobar asked what staff is funded? Neighborhood City Hall clerks are funded and it also pays for utilities/maintenance of the facility.

David Pendergraft said if you want to have input on your community this is where you should be. They meet at the NCH's in other districts and you get materials ahead of time and are able to review. This is an excellent process for input for actual service.

Member Rumsey asked how long CSBG been in effect? *Gilbert* commented since the middle 70's. We have success records on how the money has been spent.

The candidate slate will be ready for the middle of August and will be located at the neighborhood city halls.

*******Action Taken:** Recommend DAB members Jaya Escobar, Art Mendoza and Paul Daemen to the committee.

BOARD AGENDA

7. **Problem Properties**

The new roundabouts could traffic department install two-way traffic signs.

*******Action Taken: Receive and propose appropriate action.**

8. **Neighborhood Reports**

Riverside Citizens Association had amazing success on July 4th serving 750 breakfasts. Exploration Place and Coleman Company collaboration was great. We're going to look at other museums for future use. \$1,000 went to Central Riverside Park Wildlife exhibit. Twin Lakes meeting for the zoning case will be held on July 14th @ 6:30 pm at the apartment Complex. Just follow balloons and signs.

National Night Out: notify Terri if you are having a party she can notify Police. Last year District VI had around 80. Great time to get to know you neighbors.

*******Action Taken: Receive and file**

UPDATES from the Council Member

- ❑ Roundabout in Riverside now open

ANNOUNCEMENTS

- Mass Pharmaceutical Distribution training: Tuesday July 22nd from 1-4 p.m. at 412 South Main. The Joyce Focht Instructional Support Center (Old IRS building on Main street).
- **ZON2003-00034**-zone change from "SF-5" Single family to "GO" General Office, generally located on the east side of Arkansas Avenue, approximately 400 feet south of 33rd St. N. 3302 N. Arkansas Ave. **DAB VI meeting - Wednesday, July 16, 2003.**

With no further business to discuss the meeting adjourned at 10:27 p.m.

Guests

Patricia Deshler	7520 Oak Tree Lane, Kechi 67067
Marilyn Y. Johnson	1135 Pearce
Patricia Kjelstrom	2220 N. Waco
Robert Jaramillo	2103 Wellington Place
Linda Matney	3576 Ponderosa, 67203
Leslie Hicks	2230 Cardinal Dr, 67204
Berle Willis	3834 Woodrow
Tim Devine	2543 Bullinger
Denise Sherman	2442 Timbercreek Ct.
Lonny Wright	2320 Alameda, 67211
Christy Rafferty	712 N. Porter, 67203
Sandra Whittington	1931 N. Mt. Carmel
Jerry Prichard	1607 N. Clarence
Rob Johnson	3736 Agnes, 67204
David Pendergraft	3155 N. Jackson
Janet Miller	1102 Jefferson
John Guthridge	741 Pippin Ct. 67203

Respectfully Submitted,

Terri Dozal
District VI Neighborhood Assistant